



**SUPERVISOR'S COMPLAINT REPORT/
COMMAND DISCIPLINE ELECTION REPORT**
PD 468-123 (Rev 10-13)

Command Ser. No. **350-0019**
Schedule: ☐ A ☒ B

From: Commanding Officer, Force Investigation Division

To: Commanding Officer, Detective Borough Queens South, Group 2

Subject: **REPORT OF VIOLATION OF THE RULES AND PROCEDURES**

Member Complained Of:	Rank PO	Full Name Michael O'Sullivan	Tax Number 950990	Command 335
Location Where Violation Occurred Intersection of Sutphin Blvd. & Archer Ave, Queens NY			Time 2113	Date 11/05/19
			Day of Week Tues	
Complainant (if any):	Name and Address Force Investigation Division, 235 East 20th Street, New York NY			Telephone Number 718-312-4410

Details of Violation:

On or about November 5, 2019 Police Officer Michael O'Sullivan, while on-duty and assigned to Patrol Borough Queens South, having been involved in a vehicle pursuit, wrongfully failed to notify the radio dispatcher at the beginning or end of the pursuit, in violation of Patrol Guide Provision 221-15, Page 1, Paragraphs 3 & 7."

P.G. 221-15 Page 1, Para 3 & 7

VEHICLE PURSUITS

The Member was ☐ was not ☒ warned and admonished, and

was ☐ was not ☒ instructed in the proper performance of duty and/or procedure.

Rank/Name of Supervisor Preparing Report (Print) Inspector Anthony Marino	Signature <i>[Signature]</i>	Tax Number 935250	Command FID	Date 09/09/21
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SUBJECT'S PRIOR 12 MONTH COMMAND DISCIPLINE HISTORY

Command Disciplines Issued 0	Command Disciplines Adjudicated 0	Command Disciplines Substantiated 0
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Total Time Taken and/or Other Discipline Imposed For All Command Disciplines

N/A

Note: Prior to adjudicating a third Command Discipline for the same member within a six month period, Commanding/Executive Officer must confer with the Borough Adjutant to determine if charges and specifications should be instituted.

FOLLOW-UP

☐ Unsubstantiated

☐ Command Discipline Accepted

☐ Charge and Specifications

☐ Command Discipline Review Panel

Precinct Ser. No. _____

Final Disposition:

Substantiated

Rank/Name of Commanding/Executive Officer (Print) Captain Matthew Rizzuto	Signature <i>[Signature]</i>	Tax Number 943742	Command 350	Date 9/14/21
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Instructions:

Commanding/Executive Officers must investigate and report disposition under FOLLOW-UP and on rear of this form. If a schedule "B" CD is substantiated, you must send a completed copy of this report (front and rear), to the Department Advocate's Office for inclusion on member's CPI.



COMMAND DISCIPLINE REPORT / ELECTION

Command Ser. No. 350-0019

Member's Name	Rank	Tax Number	Command / Assignment
Michael O'Sullivan	PO	950990	105 PDU

Investigation has been completed concerning the violation charged herein. The finding and the disciplinary action recommended are indicated below. You may accept the finding and the proposed disciplinary action; or accept the finding but appeal the proposed disciplinary action to the Command Discipline Review Panel for final determination; or decline to accept the finding and the proposed disciplinary action in lieu of a statutory hearing on written charges before a Trial Commissioner. You must complete and return this form to the undersigned within three working days.

Summary of Investigation and Disposition of Complaint:

"This incident was investigated by the Force Investigation Division under Zone 2 Case # 2019-37. During the investigation, it was determined that on or about November 5, 2019, Police Officer Michael O'Sullivan, while on-duty and assigned to Patrol Borough Queens South, having been involved in a vehicle pursuit, wrongfully failed to notify the radio dispatcher at the beginning or end of the pursuit, in violation of Patrol Guide Provision 221-15, Page 1, Paragraphs 3 & 7"

P.G. 221-15 Page 1, Para 3 & 7

VEHICLE PURSUITS

Finding	Disciplinary Action Recommended			
Substantiated	2 Vacation Days			
Rank/Name of Commanding/Executive Officer (Print)	Signature	Tax No.	Command	Date
Captain Matthew Rizzuto		943742	350	9/14/21

TO BE COMPLETED BY MEMBER CHARGED

I understand that I do not have to accept the finding and the disciplinary action recommended by my commanding officer or unit head. My right to have this matter reviewed as to the proposed disciplinary action only, by the Command Discipline Review Panel, and my right to a statutory hearing before a Trial Commissioner have been explained to me and I hereby voluntarily:

- ☒ Accept the finding and the proposed disciplinary action.
- ☐ Accept the finding but elect to have the disciplinary action reviewed by the Command Discipline Review Panel.
- ☐ Decline to accept any disciplinary action without a statutory hearing.

Any decision arrived at relative to this case is apart from and does not preclude further exercise of management prerogative such as reduction in grade, transfer, reassignment, etc.

Officer's Signature	Date	Witnessed By: (Rank, Name, Shield)
	9/14/2021	Sgt. [Signature] 2459

If a Schedule "B" CD is substantiated, you must send a completed copy of this report (front and rear), to the Department Advocate's Office for inclusion on member's CPI.